

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

BUSSER

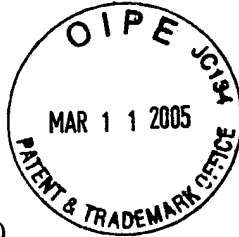
Serial No.: 09/751,090

Filed: December 29, 2000

Atty. File No.: 4430-22

For: "RECOVERING DATA FROM
ARRAYS OF STORAGE DEVICES
AFTER CERTAIN FAILURES"

Attn: Drawing Review Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



) Group Art Unit: 2113

) Examiner: Maskulinski, M. C.

) Confirmation No.: 5019

SUBMISSION OF
FORMAL DRAWINGS

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE
COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA,
VA 22313-1450 ON 3/8/05

SHERIDAN ROSS P.C.

BY: Kathleen Maskulinski

Dear Sir:

In response to the Notice of Allowability mailed on February 8, 2005, enclosed for filing are 6 sheets of formal drawings illustrating Figs 1-6 of the application. Figs. 1-6 constitute all of the drawings in the application.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: Bradley M. Knepper

Bradley M. Knepper
Registration No. 44,189
1560 Broadway, Suite 1200
Denver, CO 80202-5141
(303) 863-9700

Date: March 8, 2005

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COMMENTS ON STATEMENT
OF REASONS FOR ALLOWANCE

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BY:	<u>Sheridan Ross P.C.</u>

Dear Sir:

The Examiner's statement of reasons for allowance appears to contain a typographical error with respect to the comments directed to Claim 1. In particular, it is believed that those comments should read:

the prior art does not teach or reasonably suggest said using said array of storage devices after said discontinuing, wherein said using includes accessing user data in said array of storage devices without restoring or reallocating any of said user data and without changing said first RAID level configuration to another RAID level configuration.


In addition, Applicant notes that the patentability of all independent and dependent claims is assumed to be based upon the elements as set forth in such claims and that such claims meet all criteria for patentability under Section 101, Section 102, Section 103 and Section 112. Further, as is clear from MPEP §1302.14, the statement [of reasons for allowance] is not intended to necessarily state all the reasons for allowance or all the details why claims are allowed and should not be written to specifically or impliedly state that all the reasons for allowance are set forth." Accordingly, while particular language found in Claims 1, 14 and 21

are addressed by the reasons for allowance, various other elements and combinations set forth in the claims are also believed to support the patentability of such claims.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: _____


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